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BMS PATENT DEPT

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NO. 5224 P. 4

CASE D0029NP

CERTIFICATE OF FACSIMILE TRANSMISSION

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Stephen C. D'Amico
Type or print name

Signature

June 21, 2006
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1646

PEREZ-VILLAR

Examiner: MERTZ, PREMA MARIA

APPLICATION NO: 09/966,955

FILED: SEPTEMBER 28, 2001

FOR: IDENTIFICATION AND CLONING OF A FULL-LENGTH

HUMAN CLNK-RELATED GENE, MIST (MAST CELL

IMMUNORECEPTOR SIGNAL TRANSDUCER)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT
WITHOUT TRAVERSE**

Sir:

In reply to the Office Action dated May 11, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention of Group I, without traverse, drawn to a nucleic acids encoding a protein of the amino acid sequence set forth in SEQ ID NO:2 and fragments thereof, vectors and recombinant host cells comprising the same, in addition to methods of making the receptor polypeptide.

The Office Action further directs Applicants to elect a single polypeptide which is encoded by the elected polynucleotides from either SEQ ID NO:2, 4, or 6. Although Applicants believe the Examiner's request is moot in view of each of Groups 1 to 21 being directed to either SEQ ID NO:2, 4 or 6, directly or indirectly, Applicants hereby provisionally elect, without

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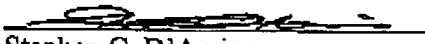
traverse, polynucleotides of Group I encoding the polypeptide sequence provided as SEQ ID NO:2 and fragments thereof. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

A one-month extension is hereby requested pursuant to 37 CFR §1.136(a). Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$120 for payment of the extension fee.

If any fee is due in connection herewith, please charge such fee to Deposit Account No. 19-3880 of the undersigned. Furthermore, if any extension of time not already accounted for is required, such extension is hereby petitioned for, and it is requested that any fee due for said extension be charged to the above-stated Deposit Account.

Respectfully submitted,

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000
(609) 252-5289
Date: June 21, 2006


Stephen C. D'Amico
Agent for Applicants
Reg. No. 46,652